

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

VISTA FOOD EXCHANGE, INC., and
ROCKY MOUNTAIN EXPRESS
CORPORATION d/b/a RMX GLOBAL
LOGISTICS

Plaintiff,

v.

ZAMIRBEK AIDAROV, KAVKAZ
EXPRESS, LLC, GLOBAL
TRANSPORTATION, LLC, ITL GROUP,
INC.

Defendants.

Case No. 1:19-cv-05425-NRB

**RULE 26(f) PHASE 1 DISCOVERY
REPORT AND ORDER**

Pursuant to Rule 16 and 26(f) of the Federal Rules of Civil Procedure, Plaintiffs Vista Food Exchange, Inc. (“Vista”) and Rocky Mountain Express Corporation (“RMX”) and Defendants Global Transportation, LLC, (“Global”); Zamirbek Aidarov, (“Aidarov”), ITL Group, Inc. (“ITL”) and Kavkaz Express, LLC (“Kavkaz”) jointly submit this report to the Honorable Naomi Rice Buchwald:

The attorneys for all parties have met and conferred telephonically subsequent to the April 2, 2020 discovery conference with the Court. Counsel agree with the Court that discovery in this case should be conducted in Phases. Phase I will focus on non-party discovery, including but not limited to Bell & Evans, along with any contractors, suppliers, agents, or other third-parties, involved in, or any way related to, the August 1, 2018, motor vehicle accident giving rise to this lawsuit and the subsequent replacement/repair of electrical equipment at the Bell & Evans facility located in Bethel Township, PA. Counsel will meet and confer during Phase 1 in order

to determine the contours of Phase II discovery. In the event of any unresolved issues, counsel will raise any disagreements at the status conference in paragraph 4 below.

PHASE I DISCOVERY PLAN AND ORDER.

1. Party Discovery including the Automatic Exchanges of Information under the Local Rules is stayed under Phase I and will be addressed in Phase II.
2. Non-Party Discovery: The deadline to complete non-party discovery is: October 16, 2020.
3. The parties have agreed that they will endeavor to conduct the discovery jointly if possible. This is not a requirement but instead is a preference.
(likely telephonic)
4. The Court will hold a discovery status conference on November 9, 2020 at 11am.

SO ORDERED

Dated: New York, New York

July 7, 2020




The Honorable Naomi Reice Buchwald
United States District Court Judge

Vista Food Exchange, Inc.&
Rocky Mountain Express Corporation

By: /s/ Jonathan C. Scott

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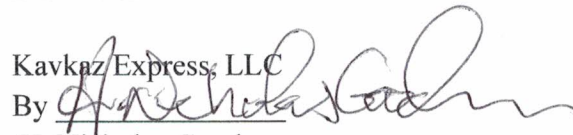
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CERTIFICATE OF SERVICE

The attached was served upon all parties and their counsel of record via the Court's electronic filing system on June ___, 2020.

DOUGLAS A. DURNIN